

AMENDED

ASSIGNED
40002

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. ~~DEC 19 1979~~ NEW PRIORITY DATE: DEC 31, 2001

Returned to applicant for correction.

Corrected application filed FEB 25 1980 Map filed JAN 8 1980 under 40001

The applicant Lyon County

Drawer 'T' of Yerington
Street and No. or P.O. Box No. City or Town

NV 89447 hereby makes application for permission to change the
State and Zip Code No.

Manner of use, point of diversion & place of use of a portion

of water heretofore appropriated under permit 30323

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground (well #9A)
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 1.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 8 T20N R25E MDBM or at a
point from which the SE corner of said sec 8 bears S80°31'28"E a
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
distance of 303.71 ft
stated.

6. The existing point of diversion is located within SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 9, T20N R25E MDBM or at a
point from which the SW corner of said sec 9 bears S00°30'00"W a
If point of diversion is not changed, do not answer.
distance of 50.00 ft

7. Proposed place of use sections 3, 4, 5, 7, 8, 9, 17, 18, 19, W $\frac{1}{2}$ Sec 20 T20N R25E
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
MDBM, sections 10, 11, 12, 13, 14, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec 22, N $\frac{1}{2}$ sec 23, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ of sec 24, T20N R24E MDBM

8. Existing place of use sections 7, 8 & 9, T20N R25E MDBM
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from Jan 1 to Dec 1 of each year.
Month and Day Month and Day

10. Use has been from Jan 1 to Dec 1 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) well integrated into Fernley
State manner in which water is to be diverted, whether by dam or other works,

Utilities expansion
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....2,000,000.00
13. Estimated time required to construct works.....1 yr
14. Estimated time required to complete the application of water to beneficial use.....10 yr
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
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Compared lp/js gk/ja Applicant Lyon County

By s/Manny Gomez

1479 S Wells Ave

Reno NV 89502

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use, and place of use of a portion of the waters of an underground source as heretofore granted under Permit 30323 is issued subject to the terms and conditions imposed in said Permit 30323 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 40001, 40003, 40004, 40005, 40006, 36286, 36287, and 34765 shall not exceed 1,113.25 million gallons annually.

The total combined amount of water granted under this permit and Permit 40003 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 40003, the amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 1.0 cubic feet per second.

Actual construction work shall begin on or before.....December 26, 1980

Proof of commencement of work shall be filed before.....January 26, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....December 26, 1981

Proof of completion of work shall be filed before.....January 26, 1982

Application of water to beneficial use shall be made on or before.....December 12, 1983

Proof of the application of water to beneficial use shall be filed on or before.....January 12, 1984

Map in support of proof of beneficial use shall be filed on or before.....January 12, 1984

Commencement of work filed FEB 12 1981

Completion of work filed FEB 22 1982

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of JUNE

A.D. 19 80 William J. Newman

State Engineer

At least three ground water monitor wells are to be installed within the place of use at locations satisfactory to the State Engineer. Monitor wells must be suitably cased, perforated, sealed, and capped, and must penetrate at least 75 feet below the water table.

Propagated By: 72290 1.0

~~CANCELLED JAN 07 2002 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Frank Rossi, P.E. 82
STATE ENGINEER
Can. Rescinded 5/6/2002~~